

FILED  
U.S. DISTRICT COURT  
AUGUSTA DIV.

IN THE UNITED STATES DISTRICT COURT  
FOR THE SOUTHERN DISTRICT OF GEORGIA  
AUGUSTA DIVISION

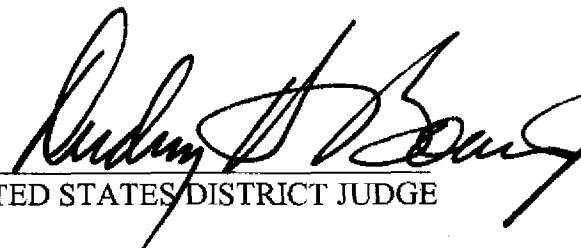
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SO. DIST. OF GA.

SOPHONIAS O. JAHENI, )  
Petitioner, )  
v. ) CV 105-164  
KEVIN ROBERTS, Warden, )  
Respondent. )

**O R D E R**

After a careful, *de novo* review of the file, the Court concurs with the Magistrate Judge's Report and Recommendation, to which objections have been filed. Accordingly, the Report and Recommendation of the Magistrate Judge is **ADOPTED** as the opinion of the Court. Respondent's motion to dismiss is **GRANTED**, this petition is **DISMISSED** without prejudice, and this civil action is **CLOSED**.

SO ORDERED this 14<sup>th</sup> day of March, 2006, at Augusta, Georgia.

  
Rudolph H. Barajas  
UNITED STATES DISTRICT JUDGE